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28 MAY 1997

Address: Assistant Commissioner for Patents  
Box PCT  
Washington, D.C. 20231

Jeff J. Staggs  
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In re Application of :  
STAGGS : DECISION ON  
Application No.: 08/338,489 :  
PCT No.: PCT/US93/04763 : RENEWED PETITION  
Int. Filing Date: 19 May 1993 :  
Priority Date: 21 May 1992 : UNDER 37 CFR 1.137(b)  
Attorney's Docket No.: None :  
For: THERAPEUTIC USES OF PUNGENT BOTANICALS:  
AND THEIR RELATED COMPOUNDS :

The renewed petition to revive under 37 CFR 1.137(b) filed 18 March 1997  
the above-captioned application is hereby DISMISSED as follows:

In the decision dated 14 November 1997, applicant was required to file the remainder of the basic national fee, an oath or declaration as required by 35 U.S.C. 371(c)(4) and the \$65 surcharge required for submitting an oath or declaration later than 30 months from the priority date as required by 37 CFR 1.492(e). The declaration filed 18 March 1997 is acceptable. Applicant has paid the remainder of the basic national fee. However, applicant has failed to pay the require \$65 surcharge.

Any request for reconsideration of this decision must be submitted within TWO (2) MONTHS from the mail date of this decision. Extensions of time may be obtained under 37 CFR 1.136(a). The reconsideration request should include a cover letter entitled "Renewed Petition Under 37 CFR 1.137(b)." The renewed petition should be accompanied by the \$65 surcharge for submitting an oath or declaration later than 30 months from the priority date. No additional petition fee is required.

Any further correspondence with respect to this matter should be addressed to the Assistant Commissioner for Patents, Box PCT, Washington, D.C. 20231, with the contents of the letter marked to the attention of the PCT Legal Office.

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